



RESPONSE UNDER  
37 C.F.R. §1.116  
EXPEDITED PROCEDURE  
GROUP ART UNIT 1651

Dkt.0575/61238-A/JPW/BJA

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Richard Deckelbaum et al.  
U.S. Serial No.: 10/033,629 Examiner: R. A. Davis  
Filed : December 28, 2001 Group Art Unit: 1651  
For : USE OF IV EMULSIONS WITH DIFFERENT  
TRIGLYCERIDE COMPOSITION, PARTICLE SIZE  
AND APOLIPOPROTEIN E FOR TARGETED TISSUE  
DELIVERY OF HYDROPHOBIC COMPOUNDS

1185 Avenue of the Americas  
New York, New York 10036  
February 27, 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Mail Box AF

SIR:

AMENDMENT IN RESPONSE TO NOVEMBER 28, 2003 FINAL OFFICE  
ACTION

This Amendment is submitted in response to a November 28, 2003 Final Office Action issued by the United States Patent and Trademark Office in connection with the above-identified application. A response to the November 28, 2003 Final Office Action is due February 28, 2004. Accordingly, this response is being timely filed.

Please amend the subject application as follows:



Image AF/1651

Docket No. 0757/61238-A/JPW/BJA

In re application of Richard J. Deckelbaum et al.

Serial No.: 10/033,629

Examiner: Ruth A. Davis

Filed: December 28, 2001

Group Art Unit: 1651

For: USE OF IV EMULSIONS WITH DIFFERENT TRIGLYCERIDE  
COMPOSITION, PARTICLE SIZE AND APOLIPOPROTEIN E  
FOR TARGETED TISSUE DELIVERY OF HYDROPHOBIC COMPOUNDS

Mail Stop AF  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

S I R:

February 27, 2004

Transmitted herewith is an amendment to the above-identified application.

☒ Small entity status of this application under  
37 C.F.R. §1.9 and § 1.27 has been established by  
a verified statement previously submitted.

☐ a verified statement to establish small entity  
status under 37 C.F.R. § 1.9 and §1.27 is enclosed.

☒ No additional fee is required.

The filing fee is calculated as follows:

	NUMBER AFTER AMEND- MENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	NUMBER OF EXTRA CLAIMS PRESENTED		RATE		FEE	
					SMALL ENTITY	OTHER ENTITY	SMALL ENTITY	OTH ENT
Total Claims	6	* 48	*** 0	x	\$9.00	\$18.00	0	
Indepen- dent Claims	3	** 5	*** 0	x	\$43.00	\$86.00	0	
Multiple Dependent Claims(s) Presented <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No					\$145.00	\$290.00	0	
For First Time:					TOTAL ADDITIONAL \$ FEE			

\*If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than  
20, write "20" in this space.

\*\*If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than  
3, write "3" in this space.

\*\*\*If the difference between the "NUMBER AFTER AMENDMENT" and  
the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than  
"0", write "0" in the space.

Applicant: Richard J. Deckelbaum et al.  
Serial No.: 10/033,629  
Filed: December 28, 2001

**Amendment Transmittal Letter**  
**Page 2**

The "HIGHEST NUMBER PREVIOUSLY PAID FOR" (Total or independent) is the highest of the "NUMBER AFTER AMENDMENT" in any prior amendment or the number of claims as originally filed.

\_\_\_\_\_ Please charge Deposit Account No. \_\_\_\_\_  
in the amount of \$ \_\_\_\_\_.

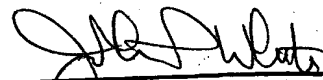
\_\_\_\_\_ A check in the amount of \$ \_\_\_\_\_ is enclosed.

☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 03-3125. Three copies of this sheet are enclosed.

☒ Any filing fees under 37 C.F.R. §1.16 for the presentation of extra claims.

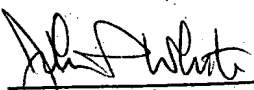
☒ Any patent application processing fees under 37 C.F.R. §1.17.

Respectfully submitted,



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I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to:  
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 2/27/04  
John P. White Date  
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